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May 17, 2004

To: Examiner James S. Bergin Fax No. (703) 872-9306
From: Stephen P. Burr Fax No. (315) 233-8320
Re: In re the Application of: Akira WAKABAYASHI
Serial No.: 09/908,945 Art Unit: 3641
Date Filed: July 19, 2001 Conf. No. 1922
Title: ONLINE TRADING SYSTEM
Our Docket No.: 892_019

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I hereby certify that the following paper(s) is/are being facsimile transmitted to Examiner James S. Bergin at (703) 872-9306 at the Patent and Trademark Office on *May 17, 2004*:

| | <u>Paper</u> | <u># of Pages</u> |
|----|---|-------------------|
| 1. | Response to Election of Species Requirement | <u>1</u> |

Total Pages (including cover page) 2

Elizabeth A. VanAntwerp

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Practitioner's Docket No.: 892_019

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE RECEIVED

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In re Application of: Akira WAKABAYASHI

Ser. No.: 09/908,945

Art Unit: 3641

MAY 17 2004

Filed: July 19, 2001

Examiner: James S. Bergin

Conf. No.: 1922

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For: ONLINE TRADING SYSTEM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATION OF FACSIMILE
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I hereby certify that this paper is being facsimile transmitted
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Elizabeth A. VanAntwerp
Elizabeth A. VanAntwerp

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Sir:

In response to the Office Action mailed April 26, 2004, applicant hereby provisionally elects, with traverse, Species 2. Claims 3, 5 and 10 read on Species 2 and claim 3 is generic to all species outlined on page 2 of the Office Action.

Applicant respectfully submits that Species 1-3 are sufficiently related that a thorough and complete search for all three species could be conducted by the U.S. PTO without serious burden. Accordingly, the PTO is requested to withdraw the election of species requirement and examine Species 1-3 in this application.

Should the Examiner deem that any further action by the applicant would be desirable in placing this application in better condition for issue, he is requested to telephone applicant's undersigned representative.

Respectfully submitted,

May 17, 2004

Date

Stephen P. Burr
Stephen P. Burr
Reg. No. 32,970

SPB/cav

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